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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/382,702

08/24/1999

PETER ANTHONY HOCHSTEIN

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07/16/2010

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EXAMINER

BERHANE, ADOLF D

ART UNIT

PAPER NUMBER

2838

MAIL DATE

DELIVERY MODE

07/16/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte PETER ANTHONY HOCHSTEIN

Appeal 2010-008830
Application 09/382,702
Technology Center 2800

Before DALE M. SHAW, *Division 2 Support Administrator*

ORDER REMANDING TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on June 22, 2010. A Docketing Notice was mailed and Appeal No. 2010-008830 was assigned on June 23, 2010. It has been determined that a remand to the Examiner is necessary to review Appellants' Response to Supplemental Examiner's Answer, filed June 7, 2010, requesting prosecution to be reopened in the above identified application. Further, as set forth in the Interview Summary mailed July 1, 2010, counsel for Applicant and the Examiner conducted an interview on

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June, 24 2010, and agreed that claims 24, 28, 32, 37, 38, 41, 42, 44, and 46-53 are allowable over the cited prior art of record.

Accordingly, it is order that the application is being remanded to the Examiner to:

- 1) to consider the request to reopen prosecution filed June 7, 2010 as required; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

tkl

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